

# **EXHIBIT 8**

Buonforte, Mary Ann

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**From:** Macaulay, Angus H. <AMacaulay@nexsenpruet.com>  
**Sent:** Wednesday, November 24, 2021 4:09 PM  
**To:** 'Robert Dodson'  
**Cc:** Svedberg, Sara S.; Clark, Brittany N.  
**Subject:** RE: Hawkins v. ODC et. al. [IWOV-NPCOL1.FID2294751]

Robert – please allow this email to serve as a response to your November 22, 2021 correspondence regarding your clients' discovery responses. Please consider this communication as continued "meet and confer" as required by the Local Rules.

Thank you for agreeing to supplement your responses to Interrogatory Nos. 19 and 20, per page 2 of your letter. We look forward to reviewing your responses.

With regard to Interrogatory Nos. 5-9, 11-13, 15, 17, 18 as well as RFPs 7-10, we respectfully disagree with your position for several reasons:

- First, we understand from your letter that Mr. Virzi objected to "similar documentation and information related to [ODC's] investigation" (page 1 of your letter). Any possible objections to discovery requests during ODC's investigation are not automatically objectionable in this federal court proceeding.
- Second, while we understand that Mr. Hawkins may have ultimately approved of the ads at issue (page 2 of your letter), we believe that Defendants have the right to discover information about how those ads were created, the creative decisions that went into the production of those ads, discussions that were had about choice of actors, scripts, etc.... We do not believe that Mr. Hawkins was the sole person who conceived, scripted, and produced the ads in question and chose the actors for those ads. This has no connection to any "bootstrapping" of additional charges, as you suggest on page 2 of your letter.
- Finally, you also object to the above-referenced discovery on the basis that the information sought is "confidential and proprietary." We believe that this concern can be cured by a confidentiality order.
- For these and previously stated reasons, we request that you supplement your responses to Interrogatory Nos. 5-9, 11-13, 15, 17, 18 and RFPs 7-10.

With regard Interrogatory Nos. 22 and 23, please supplement these responses as well.

**Please let me know, by the close of business on Monday, November 29<sup>th</sup>, if you will supplement your responses as stated above and if you will agree to a confidentiality order.**

We are seeking authority from our client with regard to the following:

- Your failure to produce a privilege log based upon your assertion that "only documents being withheld are direct communications between you and [your] client," per page 2 of your letter.
- Your responses to RFPs 1-4 and 6.
- Your responses to Interrogatory Nos 10, 14 and 16.

We will inform you before the close of business on Monday, November 29<sup>th</sup> as to these specific discovery requests.

We hope that you and your family have a great Thanksgiving.

Angus

**Angus H. Macaulay**  
 Member

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N E X S E N P R U E T

**From:** Robert Dodson <[rdodson@rdodsonlaw.com](mailto:rdodson@rdodsonlaw.com)>  
**Sent:** Monday, November 22, 2021 3:08 PM  
**To:** Macaulay, Angus H. <[AMacaulay@nexsenpruet.com](mailto:AMacaulay@nexsenpruet.com)>  
**Subject:** Hawkins v. ODC et. al.

{EXTERNAL EMAIL}

Angus,

Please see attached. I'm happy to discuss in further detail if you think that would be useful. I'm also happy to discuss any other issues aside from discovery.

Best regards,

Robert D. Dodson, Esquire  
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